



Docket No. 03560:002368
Date: October 22, 2003

AF/2900

#11
K DAVIS
11-5-03

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
AND PETITION FOR EXTENSION OF TIME

In re Application of: TORU MAEDA

Application No.: 09/277,172

For: IMAGE COMMUNICATION APPARATUS AND METHOD

Filed: March 26, 1999

TC/Art Unit: 2622

RECEIVED

OCT 30 2003

Technology Center 2600

COMMISSIONER FOR PATENTS

Mail Stop: AF

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Office Action dated April 22, 2003, of the Primary Examiner finally rejecting Claims 66-68, 70-74, and 89.

The items checked below are appropriate.

1. ☒ Applicant petitions under 35 C.F.R. § 1.136(a) for a three-month extension of time to respond to the final rejection. The \$950.00 extension fee due under 37 C.F.R. § 1.17 is submitted herewith.

10/28/2003 HVUON61 00000074 09277172

01 FC:1253
02 FC:1401

950.00 DP
330.00 DP

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

October 22, 2003

(Date of Deposit)

Lock See Yu-Jahnes (Reg. No. 38,667)

(Name of Attorney for Applicant)

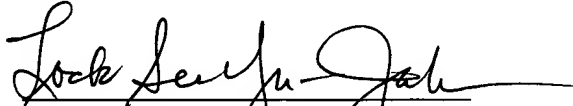
(Signature)

October 22, 2003

(Date of Signature)

2. ☐ Applicant petitions under 35 C.F.R. § 1.136(a) for an additional ____-month extension of time to respond to the final rejections. The additional \$____ extension fee due under 37 C.F.R. § 1.17 is enclosed. A petition for a ____-month extension of time to take further action, together with the \$____ extension fee due under 37 C.F.R. § 1.17, were submitted on ____.
3. ☒ Fee \$330.00
- ☐ Fee \$165.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)
- ☒ Enclosed
- ☐ Not required (fee paid in prior appeal)
- ☐ Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith.)
4. ☒ Any prior general authorization to charge an issue fee under 37 C.F.R. § 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. § 1.16 or § 1.17 that may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.
5. ☒ Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,


Attorney for Applicant
Lock SUI YU-JAHNES
Registration No. 38,667

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

Form #67

NY_MAIN 383970v1